

Lahontan Regional Water Quality Control Board

MINUTES

January 14-15, 2015

Regular Meeting

Lahontan Regional Water Board Annex, Hearing Room
& Lake Tahoe Community College

Board Members Present

Amy Horne, Ph.D., Chair, Truckee (January 15, 2015)
Kimberly Cox, Vice Chair, Helendale
Don Jardine, Markleeville
Peter C. Pumphrey, Bishop
Eric Sandel, Truckee

Board Member Absent

Keith Dyas, Rosamond

Legal Counsel

Kimberly Niemeyer, Office of Chief Counsel, State Water Resources Control Board

State Board Staff Present

DeeDee D'Adamo, State Water Board Member
Cris Carrigan, Office of Enforcement, State Water Board

Regional Board Staff Present

Patty Z. Kouyoumdjian, Executive Officer
Lauri Kemper, Assistant Executive Officer
Mike Plaziak, Sup. Engineering Geologist
Douglas Smith, Sup. Engineering Geologist
Scott Ferguson, Sup. WRCE
Alan Miller, Senior WRCE
Dan Sussman, Environmental Scientist
Linda Stone, Engineering Geologist
Tammy Lundquist, Engineering Geologist
Rich Booth, Senior Engineering Geologist
Lisa Petrusa, Scientific Aid

Bud Amorfini, Engineering Geologist
Rob Tucker, WRCE
Eric Taxer, WRCE
Lisa Scorable, Engineering Geologist
Amber Wike, Management Services Tech.
Mary Fiore-Wagner, Environmental Scientist
Carly Nilson, Environmental Scientist
Robert Larsen, Staff Environmental Scientist
Margo Lahey, AGPA
Daryl Kambitsch, Office Technician
Sue Genera, Executive Assistant

REGULAR MEETING: Wednesday, January 14, 2015- 3:30 p.m.

To view the full Agenda and listen to the audio of this meeting [CLICK HERE](#)

INTRODUCTIONS

Vice Chair Cox called the meeting to order at 3:00 p.m. on January 14, 2015, and introduced Board Members. Chair Horne was absent at Wednesday's meeting.

Patty Z. Kouyoumdjian, Executive Officer, introduced Legal Counsel, State Water Board and Water Board staff.

1. PUBLIC FORUM

State Board Member DeeDee D'Adamo, reported on the following from the State Board:

- Through the State Board's Water Quality Division, there will be actions taken on Trash Amendments in mid-March and Toxicity Amendments in May;
- The Governor's Drought Action Plan has four key areas; 1) Expediting Water Transfers; 2) Water Board's Authority to adopt urgency change petitions through the emergency process of the Governor's Executive Order; 3) Curtailment Process; and 4) Water Conservation Regulation, with the focus on outdoor irrigation;
- The State Board held a workshop in Los Angeles regarding Storm Water Permit in December 2014 and staff are compiling comments to be released by the end of summer;
- Staff just produced a Draft Environmental Impact Report on the Statewide General Compost Order;
- The draft release of the Stormwater Strategic Plan on Collaborative Stakeholder Low Impact Development is expected to come out in March following a workshop;
- The State Board adopted a low interest loan rate of 1% for recycled water projects expediting recycled water;
- The State Board's Scientific Review Panel is looking at issues and feasibility of indirect potable and direct potable water. The Scientific Review Panel will present its findings and the State Board will produce a report to the Legislature by the end of 2016 as required; and
- The Grazing Regulatory Action Project generated out of Region 6, is underway with workshops this month. Ms. D'Adamo complimented Region 6's team on their work with this project.

OTHER BUSINESS

2. Minutes of the Regular Meetings of November 12-13, 2014, held in in Barstow, CA.

- **Motion:** Moved by Eric Sandel, seconded by Kimberly Cox, and **unanimously carried** to adopt the Minutes as presented.

Click here to view the adopted [November 12-13, 2014](#) minutes.

REPORTS

3. **Reports by Water Board Chair and Board Members**

Board Member Pumphrey discussed with the Board the IRWM Disadvantaged Communities (3-day) Workshop he and the Executive Officer attended in December 2014.

Board Member Jardine, shared with the Board that he was recently honored for his 8 years of service to the Alpine County Board of Supervisors and his 29 years of service to Alpine County.

Vice Chair Cox, reported on the November 2014 Mojave Water Agency's Mojave Tour she participated in with Keith Dyas, Lauri Kemper, and Anne Holden. She encouraged the three remaining Board Members that weren't able to attend, to attend the next two-day Mojave Tour in spring 2015. Vice Chair Cox also reported on her Tour of the Hinkley Dairy.

4. **Executive Officer's Report**

Ms. Kouyoumdjian, Executive Officer, presented the [November Written Report](#) and gave additional updates on:

- a. *Update on Grazing Regulatory Action Plan*
- b. *Marijuana Cultivation Water Quality Impacts*
- c. *Basin Plan Amendments*
- d. *DGS Approval for the Hinkley Chrom 6 Background Study*
- e. *VVWRA – 9 month extension granted*
- f. *D'eldron Contaminant Plume, Former George Air Force Base*
- g. *LADWP*
- h. *Bacteria Objectives*

Ms. Lauri Kemper presented the Quarterly Violations Report and the schedule of pending enforcement actions.

5. **Heavenly Mountain Resort Epic Discovery Project, El Dorado County**

Bud Amorfini, Engineering Geologist, introduced Andrew Strain, Vice President of Planning Environmental and Government for the Heavenly Ski Resort. Mr. Strain presented a video and power point presentation highlighting the new additions they plan on making to the Heavenly Ski Area for summer recreation.

Mr. Amorfini gave his power point presentation and discussed the comments received from concerned agencies and private entities regarding the summer activity plans. A Final EIR is being prepared and will include responses to comments. The EIR and revised waste discharge requirements will be presented at the May 2015 Meeting for the Board to consider for adoption.

REVISED WASTE DISCHARGE REQUIREMENTS

6. **Updated Waste Discharge Requirements for Susanville Village LLC's Susanville Mobile Home Park Wastewater Disposal Facility, Lassen County**

Mark Weiner, Property Owner of the Susanville LLC, thanked the Board for the extra time that Lahontan staff member Rob Tucker took to educate him on the updated WDRs.

- **Motion:** Moved by Mr. Pumphrey, seconded by Mr. Sandel, and **unanimously carried** to adopt the Updated WDRs as presented.

Click here to view [Board Order No. R6V-2015-0001](#)

Note: The Board recessed for dinner from approximately 5:00 to 7:00 p.m.

REGULAR MEETING: Wednesday, January 14, 2015 - 7:00 p.m.**INTRODUCTIONS**

Acting Chair Cox called the meeting to order at 7:00 p.m. on January 14, 2015, and introduced Board Members.

Patty Z. Kouyoumdjian, Executive Officer, introduced Legal Counsel, State Water Board and Water Board staff.

ENFORCEMENT

7. **Public Hearing: Consideration of the Issuance of a Cease and Desist Order for Sheila M. Miner for the Discharge or Threatened Discharge of Waste in Violation of a Discharge Prohibition Specified by the Water Quality Control Plan for the Lahontan Region, and Rescission of Previously Issued Cease and Desist Order No. 6-91-591, Spalding Tract, Eagle Lake, Lassen County**

Acting Chair Cox read the Enforcement Introductions for the Public Hearing to the Board and Public.

The Water Board's Prosecution Team; Scott Ferguson, Lauri Kemper, and Lisa Scorallo, were all sworn in under oath.

Ms. Scorallo presented to the Board and asked that the proposed Cease and Desist Order be adopted and issued to Shelia M. Miner as proposed to comply with discharge prohibitions.

- **Motion:** Moved by Eric Sandel, seconded by Don Jardine. The Vice Chair called for a **Roll Call Vote** and the Cease and Desist Order was **unanimously carried (four affirmative votes)** to adopt the Cease and Desist Order as presented.

Click here to view [Board Order No. R6V-2015-0002](#)

8. **Public Hearing: Consideration of the Issuance of a Cease and Desist Order for Cal Family Living Trust for the Discharge or Threatened Discharge of Waste in Violation of a Discharge Prohibition Specified by the Water Quality Control Plan for the Lahontan Region, Spalding Tract, Eagle Lake, Lassen County**

This Item was removed from the Agenda.

OTHER BUSINESS

9. **Marijuana Regulatory Program Development**

Scott Ferguson, Supervising Water Resource Control Engineer, addressed the Board and gave introductions to speakers, Cris Carrigan and Eric Taxer.

Cris Carrigan, Director, Office of Enforcement, State Water Resources Control Board, gave a power point presentation to the Board. His presentation included Marijuana illegal growth, unauthorized water diversions, improper cultivation, soil erosion, improperly operated cultivation sites, and pesticide/rodenticide water contamination all associated with illegal grow operations. The regional Boards and the Department of Fish and Wildlife have been

working closely to roll out the Program which has been funded by the Legislature for one year.

The State Board along with the Department of Fish and Wildlife prepared a strategic plan with four main points; 1) Enforcement; 2) Development of a Regulatory Program; 3) Education to public land owners and; 4) Multi-Agency conditional waivers.

Eric Taxer, Water Resources Control Engineer, gave his power point presentation to the Board addressing the environmental impacts the Lahontan Region has seen due to unauthorized marijuana cultivation.

10. **Election of Water Board Chair**

- **Motion:** Moved by Mr. Sandel, seconded by Mr. Jardine, and **unanimously carried** to elect Ms. Cox as Chair and Mr. Dyas as Vice Chair for 2015.

11. **CLOSED SESSION****

The Board met in Closed Session from 8:05 p.m. to 8:20 p.m. to discuss matters related to litigation (j). There were no reportable actions.

The Board meeting recessed at 8:28 p.m. and will reconvene at 8:30 a.m. on Thursday morning.

Regular Meeting Continued: Thursday, January 15, 2015 - 8:30 a.m.

INTRODUCTIONS

Chair Horne called the meeting to order at 8:33 a.m. on January 15, 2015, and introduced Board Members.

Patty Z. Kouyoumdjian, Executive Officer, introduced Legal Counsel, State Water Board and Water Board staff.

In recognition of his service to the State of California, Chair Horne read an excerpt from a letter of appreciation from the governor's office honoring Charles Curtis who retired from the Lahontan Water Board after 16 years of service.

State Board Member DeeDee D'Adamo addressed the room and gave an update from the State Board related to Climate Change.

12. **Public Forum**

None.

13. **WORKSHOP – Climate Change**

Lauri Kemper, Assistant Executive Officer, welcomed the group and outlined the schedule for the Workshop.

The public heard presentations on:

- Expected environmental climate change effects in the northern Lahontan Region – Michael Dettinger, PhD, Scripps Institution of Oceanography and the U.S. Geological Survey

- Expected impacts to the Lake Tahoe basin from climate change – Geoff Schladow, PhD, Director of UC Davis Tahoe Environmental Research Center
- Climate Change adaptation strategies – Maureen McCarthy, PhD, Director of Tahoe Science Consortium *Note: this presentation was given by Michael Dettinger in Maureen's absence*
- Managing Water in the West, Truckee Basin Study - Arlan Nickel, US Bureau of Reclamation
- Overview of the Water Board's state and regional policies and other tools which can be used for climate change adaptation – Lauri Kemper, PE, Assistant Executive Officer of Lahontan Water Board.

After the presentations were given, the workshop attendees convened into small groups and brainstormed ideas for Water Board climate change adaptation. Each of the small group facilitators reported out the priority ideas to the larger group. The results from this Workshop and the Workshop from November 2014 will be posted to the Water Board's Climate Change page.

Chair Horne thanked the workshop attendees for their participation and input.

ADJOURNMENT

With no further business to come before the Board, the meeting adjourned at 12:08 p.m. on January 15, 2015.

Prepared by:  _____ Adopted: 2/11/15
Amber Wike, Management Services Technician
Sue Genera, Executive Assistant